

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6808

BILL NUMBER: SB 312

NOTE PREPARED: Feb 16, 2015

BILL AMENDED: Feb 16, 2015

SUBJECT: Tank Reporting and Water Threat Minimization.

FIRST AUTHOR: Sen. Charbonneau

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
☐ **FEDERAL**

IMPACT: State & Local

Summary of Legislation: (Amended) This bill requires the owner or operator of an above ground storage tank (AST) that is designed to contain more than 660 gallons of liquid to report certain information about the AST to the Indiana Department of Environmental Management (IDEM) before January 1, 2016. It establishes certain exceptions from this reporting requirement. It requires the Environmental Rules Board to adopt rules concerning the reporting requirement. It requires a person who is responsible for operation of a public water system that uses surface water as a source of drinking water to develop a surface water quality threat minimization and response plan for the public water system. The bill also requires the Environmental Rules Board to adopt rules concerning surface water quality threat minimization and response plans.

Effective Date: (Amended) Upon passage; July 1, 2015.

Explanation of State Expenditures: (Revised) This bill will likely increase workload for IDEM to provide for the reporting of certain information from owners or operators of certain above ground storage tanks. IDEM will be required to compile a list of all requirements for the reporting of information about above ground storage tanks that exist under federal law, federal regulations, Indiana law, and Indiana administrative rules. This information will be provided in a report for the Legislative Council. The bill also provides for the adoption of rules by the Environmental Rules Board.

It is expected that the requirements of this bill should be able to be accomplished within the current levels of resources available, assuming near customary agency staffing and resource levels.

Explanation of State Revenues:

Explanation of Local Expenditures: (Revised) The bill requires public water systems that use surface water as a source of drinking water to develop and maintain surface water threat minimization and response plans. The plans are to be submitted to IDEM, with updated plans being submitted every 5 years.

The plans are required to include:

- (1) An identification of critical drinking water intake facilities, including specific locations of wells, intake structures, and critical drinking water distribution infrastructure.
- (2) An identification of potential threats to raw water quality.
- (3) An assessment of the risks posed by potential threats identified.
- (4) A communication, education, and risk minimization plan.
- (5) An incident response plan.

Explanation of Local Revenues:

State Agencies Affected: Indiana Department of Environmental Management; Environmental Rules Board.

Local Agencies Affected: Local public water systems.

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